

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

TOMAS OQUENDO MONTAÑEZ
CARMEN I. RIVERA CASTRO

DEBTOR(S)

CASE NUM.: 10-09130 SEK

CHAPTER 13 (ASSET CASE)

CERTIFICATE OF SERVICE

TO THE HONORABLE COURT:

COMES (S) now Debtor(s) represented by the undersigned counsel and respectfully allege(s) and pray(s) as follows:

1. The undersigned attorney hereby certifies that has notified all creditors and persons with interest as per master address list of the Chapter 13, **dated 10/21/2010**.

WHEREFORE, it is respectfully requested from this Honorable Court to take notice of this service.

In San Juan, Puerto Rico, this 21 day of October, 2010.

I HEREBY CERTIFY: That I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following: Chapter 13 Trustee **José R. Carrión, Esq.**, US Trustee **Monsita Lecaroz Arribas** and to all those who in this case have registered for receipt of notice by electronic mail and I hereby certify that I have mailed by regular mail to all creditors listed on the attached Master Address List.

RESPECTFULLY SUBMITTED.

/S/MARILYN VALDES ORTEGA
MARILYN VALDES ORTEGA

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**United States Bankruptcy Court
District of Puerto Rico**

IN RE:

Case No. 10-09130-13

OQUENDO MONTAÑEZ, TOMAS & RIVERA CASTRO, CARMEN IRIS

Chapter 13

Debtor(s)

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____

☒ AMENDED PLAN DATED: 10/21/2010

☐ PRE ☐ POST-CONFIRMATION

Filed by: ☒ Debtor ☐ Trustee ☐ Other

I. PAYMENT PLAN SCHEDULE

\$ 270.00 x 12 = \$ 3,240.00
\$ 300.00 x 24 = \$ 7,200.00
\$ 325.00 x 24 = \$ 7,800.00
\$ _____ x _____ = \$ _____
\$ _____ x _____ = \$ _____

TOTAL: \$ 18,240.00

Additional Payments:

\$ _____ to be paid as a LUMP SUM
within _____ with proceeds to come from:

☐ Sale of Property identified as follows:

☐ Other:

Periodic Payments to be made other than, and in
addition to the above:

\$ _____ x _____ = \$ _____

PROPOSED BASE: \$ 18,240.00

III. ATTORNEY'S FEES
(Treated as § 507 Priorities)

Outstanding balance as per Rule 2016(b) Fee
Disclosure Statement: \$ 2,974.00

Signed: /s/ TOMAS OQUENDO MONTAÑEZ
Debtor

/s/ CARMEN IRIS RIVERA CASTRO
Joint Debtor

II. DISBURSEMENT SCHEDULE

A. ADEQUATE PROTECTION PAYMENTS OR \$ _____

B. SECURED CLAIMS:

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid as follows:

1. ☒ Trustee pays secured ARREARS:

Cr. RG MORTGAGE Cr. _____ Cr. _____
2462 # _____ # _____
\$ 3,100.00 \$ _____ \$ _____

2. ☒ Trustee pays IN FULL Secured Claims:

Cr. FIRST BANK PUERT Cr. _____ Cr. _____
1429 # _____ # _____
\$ 8,134.09 \$ _____ \$ _____

3. ☐ Trustee pays VALUE OF COLLATERAL:

Cr. _____ Cr. _____ Cr. _____
_____ # _____ # _____
\$ _____ \$ _____ \$ _____

4. ☐ Debtor SURRENDERS COLLATERAL to Lien Holder:

5. ☐ Other:

6. ☒ Debtor otherwise maintains regular payments directly to:

RG MORTGAGE

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.
11 U.S.C. § 507 and § 1322(a)(2)

D. UNSECURED CLAIMS: Plan ☐ Classifies ☒ Does not Classify Claims.

1. (a) Class A: ☐ Co-debtor Claims / ☐ Other: _____

☐ Paid 100% / ☐ Other: _____

Cr. _____ Cr. _____ Cr. _____
_____ # _____ # _____
\$ _____ \$ _____ \$ _____

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)
See Continuation Sheet

Attorney for Debtor Marilyn Valdes Ortega Law Offices

Phone: (787) 758-4400

CHAPTER 13 PAYMENT PLAN

Continuation Sheet - Page 1 of 1

TRUSTEE TO PAY ATTORNEY'S FEES BEFORE ANY SECURED OR PRIORITY CREDITOR 11 USC 330.

TAX REFUNDS, IF ANY ARE RECEIVED BY DEBTOR, WILL BE TENDERED TO THE TRUSTEE AS A PERIODIC PAYMENT TO FUND THE PLAN UNTIL PLAN COMPLETION IN ADDITION TO PAYMENTS PROVIDED HEREIN. IF DEBTOR(S) NEED TO USE ANY PART OF THESE FUNDS, PROPER AUTHORIZATION WILL BE SOUGHT IN THE COURT FOR SUCH PURPOSE.

FAILURE TO TIMELY OBJECT TO THIS PLAN CONSTITUTES A WAIVER OF THE EQUAL MONTHLY AMOUNT METHOD OF PAYMENT UNDER 11 USC 1325(a)(5).

MONTHLY ADEQUATE PROTECTION PAYMENTS TO FIRST BANK FROM THE FILING OF THE PETITION TO BE PAID BY THE TRUSTEE UNTIL CONFIRMATION IN THE AMOUNT OF \$70.00.

INSURANCE TO FIRST BANK THROUGH EASTERN AMERICAN INSURANCE AT THE END OF THE SALES CONTRACT, DISTRIBUTION BY TRUSTEE TO BEGIN AT THE END OF THE SALES CONTRACT IN THE APPROXIMATE AMOUNT OF \$500.00 DOLLARS.

OQUENDO MONTAÑEZ TOMAS
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DEPARTAMENTO DE AUTOS
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SAN JUAN PR 00908-3817

RIVERA CASTRO CARMEN IRIS
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FIRST PREMIER BANK
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CITIBANK
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RG MORTGAGE
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